

SLR:cm 8/8/05 6582-66871-01 414578

PATENT

Attorney Reference Number 6582-66871-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Allan D. McLean

Application No. 10/660,458

Filed: September 9, 2003

Confirmation No. 4909

For: APPLE TREE NAMED 'MC 38'

Examiner: Susan B. McCormick

Art Unit: 1654

Attorney Reference No. 6582-66871-01

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney or Agent
for Applicant(s)

Date Mailed August 10, 2005

MAIL STOP AMENDMENT
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

TRANSMITTAL LETTER

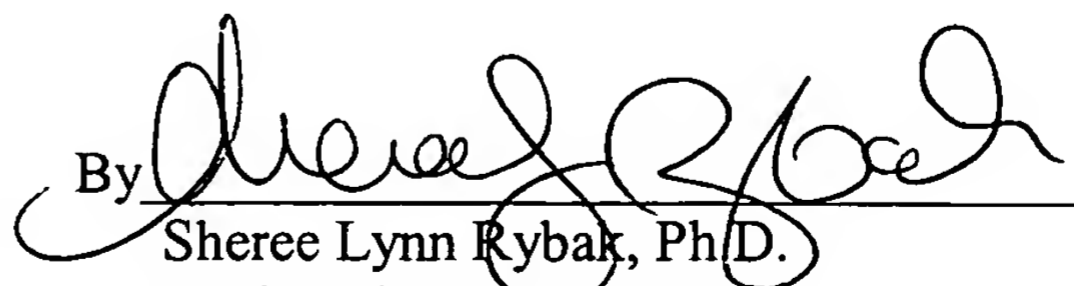
Enclosed for filing in the application referenced above are the following:

- ☒ Amendment and Response to Office Action.
- ☒ 1 sheet of replacement drawings (color photocopy of Fig. 3) (in duplicate).
- ☒ The Director is hereby authorized to charge any additional fees that may be required, or credit over-payment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, Oregon 97204
Telephone: (503) 595-5300
Facsimile: (503) 595-5301

By 
Sheree Lynn Rybak, Ph.D.
Registration No. 47,913

cc: Docketing

IFW